

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 05-2407

MAREK BUDNIK,

Petitioner,

versus

ALBERTO R. GONZALES, Attorney General,

Respondent.

On Petition for Review of an Order of the Board of Immigration Appeals. (A73-554-240)

Submitted: November 22, 2006

Decided: January 8, 2007

Before MOTZ, TRAXLER, and DUNCAN, Circuit Judges.

Petition denied by unpublished per curiam opinion.

Irena I. Karpinski, LAW OFFICES OF IRENA I. KARPINSKI, Washington, D.C., for Petitioner. Peter D. Keisler, Assistant Attorney General, M. Jocelyn Lopez Wright, Assistant Director, Kristin K. Edison, Office of Immigration Litigation, UNITED STATES DEPARTMENT OF JUSTICE, Washington, D.C., for Respondent.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Marek Budnik, a native of Poland and a citizen of Germany, petitions for review of an order of the Board of Immigration Appeals ("Board") affirming the immigration judge's order denying his motion to reconsider its prior order, which denied his application for a waiver of inadmissibility under section 212(h) of the Immigration and Nationality Act. We have reviewed the record and the Board's order and find that the Board did not abuse its discretion in affirming the decision of the immigration judge. See 8 U.S.C.A. § 1229a(c)(6) (West 2005); 8 C.F.R. § 1003.23(b)(2) (2006); Jean v. Gonzales, 435 F.3d 475, 481 (4th Cir. 2006). Accordingly, we deny the petition for review for the reasons stated by the Board. See In re: Budnik, No. A73-554-240 (B.I.A. Nov. 30, 2005). We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before the court and argument would not aid the decisional process.

PETITION DENIED